

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the Application of

Sandrine BUSSERET-MICHEL et al.

Application No.: 10/590,272

Filed: August 22, 2006

Docket No.: 129022

For: METHOD FOR DETECTING THE ACTIVATABLE FREE FORM OF PSA AND THE USE THEREOF FOR DIAGNOSING BENIGN PATHOLOGIES OF THE PROSTATE AND ADENOCARCINOMA OF THE PROSTATE

**TRANSMITTAL OF POWER OF ATTORNEY AND  
STATEMENT UNDER 37 CFR § 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith is a Power of Attorney from the Assignee.

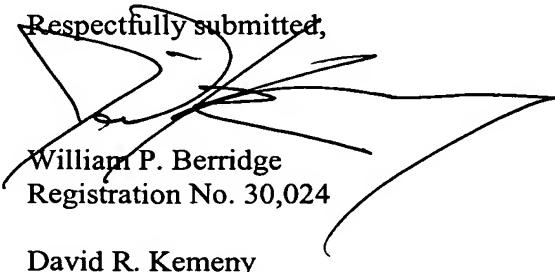
In compliance with 37 CFR §3.73(b), the undersigned hereby states that

BIOMERIEUX is the assignee of the entire right, title and interest in the patent application identified above by virtue of an assignment from the inventors of the patent application identified above. A copy of the assignment is attached hereto and is concurrently being submitted for recordation.

The undersigned is authorized to act on behalf of the assignee.

In accordance with 37 CFR §1.36(a), submission of this Power of Attorney revokes any powers of attorney previously given.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, CUSTOMER NO. 25944, TELEPHONE (703) 836-6400.**

Respectfully submitted,  
  
William P. Berridge  
Registration No. 30,024

David R. Kemeny  
Registration No. 57,241

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**POWER OF ATTORNEY TO PROSECUTE APPLICATIONS BEFORE THE  
UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Assignee Name and Address: BioMérieux

Chemin de l'Orme  
69280 MARCY L'ETOILE - FRANCE

appoints the patent practitioners associated with Oliff & Berridge, PLC, Customer Number 25944 to represent before the United States Patent and Trademark Office (USPTO) in connection with any and all U.S. patent applications assigned to the above-named assignee.

The undersigned is authorized to act on behalf of the assignee.

**ALL CORRESPONDENCE IN CONNECTION WITH THIS APPLICATION  
SHOULD BE SENT TO OLIFF & BERRIDGE, PLC, TELEPHONE (703) 836-6400,  
CUSTOMER NO. 25944.**

23 June 2004  
Date

Philippe Cros  
Signature

Typed Name: CROS Philippe

Title: Corporate Manager of Industrial  
Property

# ASSIGNMENT

(1-8) Insert Name(s) of Inventor(s)

(1) Sandrine BUSERET-MICHEL (5) \_\_\_\_\_  
(2) Colette JOLIVET-REYNAUD (6) \_\_\_\_\_  
(3) \_\_\_\_\_ (7) \_\_\_\_\_  
(4) \_\_\_\_\_ (8) \_\_\_\_\_

In consideration of the sum of one dollar (\$1.00) and other good and valuable consideration paid to each of the undersigned, each undersigned agrees to assign, and hereby does assign, transfer and set over to

(9) Insert Name of Assignee  
(10) Insert Address of Assignee

(9) bioMerieux  
(10) Chemin de l'Orme, 69280 MARCY L'ETOILE, France

(hereinafter designated as the Assignee) and Assignee's heirs, successors, assigns and legal representatives, the entire right, title and interest for the United States of America as defined in 35 U.S.C. §100, in the invention, and in all applications for patent including any and all provisional, non-provisional, divisional, continuation, international, confirmation, substitute and reissue application(s), and all Letters Patent, extensions, reissues and reexamination certificates that may be granted on the invention known as

(11) Insert Identification such as Title, Case Number, or Foreign Application Number

(11) METHOD FOR DETECTING THE ACTIVATABLE FREE FORM OF PSA AND THE USE THEREOF FOR DIAGNOSING BENIGN PATHOLOGIES OF THE PROSTATE AND ADENOCARCINOMA OF THE PROSTATE

(Attorney Docket No. 129022)

for which the undersigned has (have) executed an application for patent in the United States of America on even date herewith or

(12) Insert Date of Signing of Application

(12) on \_\_\_\_\_

(13) Alternative Identification for filed applications

(13) U.S. application Serial Number \_\_\_\_\_  
filed August 22, 2006

1) Each undersigned agrees to execute all papers necessary in connection with any application and any continuing, divisional or reissue applications for the invention, and any patent(s) issuing thereon, and also to execute separate assignments in connection with such applications and patents as the Assignee may deem necessary.

2) Each undersigned agrees to execute all papers necessary in connection with any interference which may be declared concerning any application or continuation or division thereof, or any patent or reissue application based thereon, for the invention, and to cooperate with the Assignee in every way possible in obtaining evidence and going forward with such interference.

3) Each undersigned agrees to execute all papers and documents and perform any act which may be necessary in connection with claims or provisions of the International Convention for Protection of Industrial Property or similar agreements.

4) Each undersigned agrees to perform all affirmative acts which may be necessary to obtain, maintain or confirm by reissue or reexamination a grant of a valid United States patent to the Assignee.

5) Each undersigned authorizes and requests the Commissioner of the U.S. Patent and Trademark Office to issue any and all Letters Patents of the United States resulting from said application(s) to the said Assignee, as Assignee of the entire interest, and covenants that he has full right to convey the entire interest herein assigned, and that he has not executed, and will not execute, any agreements in conflict herewith, and agrees that this assignment is binding on him and his heirs, successors, assigns and legal representatives.

6) Each undersigned hereby grants the firm of OLIFF & BERRIDGE, PLC the power to insert on this assignment any further identification that may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

In witness whereof, executed by the undersigned on the date(s) opposite the undersigned name(s).

Date 2006 - 9 - 13 Inventor Signature Busseret (SEAL)  
Date 2006 - 9 - 13 Inventor Signature Jolivet (SEAL)  
Date 2006 - 9 - 13 Inventor Signature \_\_\_\_\_ (SEAL)  
Date \_\_\_\_\_ Inventor Signature \_\_\_\_\_ (SEAL)

This assignment should preferably be signed before: (a) a Notary Public if within the U.S.A. (b) a U.S. Consul if outside the U.S.A. If neither, then it should be signed before at least two witnesses who also sign here:

Date 2006 - 9 - 13 Witness John H. Miller  
Date 2006 - 9 - 13 Witness John H. Miller